



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.11.2021

CORAM:

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

W.P. (MD) No.20771 of 2021

WEB COPY

Muthukumar

... Petitioner

vs.

1.The District Collector,
Thanjavur District.

[R1 is suo-motu impleaded and respondents rank rearranged
vide order dated 22.11.2021]

2.The Executive Engineer,
Tamil Nadu Electricity Board (TNEB)
Tiruchirappalli.

3.The Superintending Engineer,
(Assistant Executive Engineer/Gen)
Tamil Nadu Electricity Board (TNEB)
Tanjore.

4.The Assistant Director,
Tamil Nadu Electricity Board (TNEB)
Tanjore.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to consider the representation dated 13.10.2021 within the time frame as may be fixed by this Court.

For Petitioner : Mr.S.Manikandan
For Respondents : Mr.D.Ghandiraj
Special Government Pleader (for R1)

Mrs.M.Rajeswari
for Mr.S.M.S.Johnny Basha
Standing Counsel (for R2 to R4)

O R D E R

It appears that the District Collector, Thanjavur District would be a proper party to adjudicate the issue raised in the writ petition. In view of that particular aspect, suo-motu the District Collector, Thanjavur District, is made as a first respondent in the writ petition.



2.Registry may show the District Collector, Thanjavur District as the first respondent in the writ petition and re-arrange the serial numbers of the existing respondents as respondents 2 to 4.

3.Mr.D.Ghandiraj, learned Special Government Pleader, appears on behalf of the first respondent/The District Collector, Thanjavur District; and Mrs.M.Rajeswari, learned counsel representing Mr.S.M.S.Johnny Basha, learned Standing Counsel, appears on behalf of the respondents 2 to 4.

4.The learned Standing Counsel for the respondents 2 to 4 states that it would only be appropriate that the petitioner approaches the office of the District Collector, Thanjavur District, with a representation regarding his objections or submissions with respect to the fixing of the HT electric line and tower. Prior to that, it would only be appropriate that the petitioner approaches the Office of the Executive Engineer, Tamil Nadu Electricity, Trichy with a representation, who may inform the actual authority and it is stated that the actual authority is a Superintending Engineer, TANTRASCO at Trichy and thereafter, let those two officials forward their remarks on the representation to the District Collector of Thanjavur District, who has now been impleaded as the first respondent and the District Collector, if required, may also give an opportunity of personal hearing and at any date, pass necessary orders within a period of 16 weeks from the date of receipt of a copy of this order.

5.With the above observations, the Writ Petition stands disposed of. No costs.

Sd/-

Assistant Registrar(CS-)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

sjj

Note:

In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.



To

The District Collector,
Thanjavur District.

+1 CC to M/s.R. SUNDARSRINIVASAN, Advocate (SR-35551[F] dated
23/11/2021)

W.P. (MD) No.20771 of 2021
22.11.2021

tsj (CO)
TR(10.12.2021) 3P 3C